

IBW
2857

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/642267-Conf. #7447	
	Filing Date	August 18, 2000	
	First Named Inventor	Kenneth R. GOGUEN	
	Art Unit	2857	
	Examiner Name	M. C. Baran	
Total Number of Pages in This Submission	6	Attorney Docket Number	0100157.00142US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	WILMER CUTLER PICKERING HALE AND DORR LLP		
Signature			
Printed name	Rajesh Vallabh		
Date	December 21, 2005	Reg. No.	35,761

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1430, Alexandria, VA 22313-1450, on the date shown below.	
Dated: December 21, 2005	Signature: (Jody Begley)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 100157-142)

Applicant: Goguen et al.

Examiner: Baran

Serial No.: 09/642,267

Art Unit: 2857

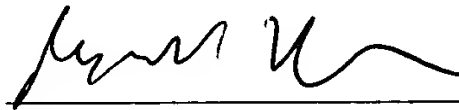
Filed: August 18, 2000

For: Output Performance Trends of a Mass Storage System

CERTIFICATE UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence, and any enclosures referenced herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

on 12-21, 2005.


Rajesh Vallabh

Assistant Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

In the office action dated September 21, 2005, the Examiner rejected (1) claims 1, 2 and 5-9 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,623,598 issued to Voigt et al. ("Voigt") in view of U.S. Patent No. 6,128,717 issued to Harrison et al. ("Harrison"), and further in view of U.S. Patent No. 6,026,352 issued to Burns et al. ("Burns"); and (2) claims 3 and 4 under § 103(a) as being unpatentable over Voigt in view of Harrison and Burns and further in view of U.S. Patent No. 5,586,059 issued to Oshelski et al. ("Okhelski").

Reconsideration and allowance of the application are requested.

Claim 1, which is the only independent claim in the application, specifies a method for presenting system performance to a user in a mass storage system. The method features the steps of: (1) executing at a plurality of host computers a test request by sending commands to the mass